



California Regional Water Quality Control Board

Santa Ana Region



Terry Tamminen
Secretary for
Environmental
Protection

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Arnold Schwarzenegger
Governor

AGENDA ANNOUNCEMENT

REGIONAL BOARD MEETING

Friday, June 4, 2004

9:00 A.M.

City Council Chambers

25541 Barton Road

Loma Linda

NOTICE

Changes and postponements that may occur to this agenda will be placed on our website and automatically forwarded to those who subscribe to our electronic mailing list. Anyone wishing to subscribe to our electronic agenda mailing list may do so, as follows: go to www.swrcb.ca.gov/rwqcb8 and choose "Subscribe to Electronic Mailing Lists" from the homepage. Those who are not subscribers should visit our website prior to the board meeting date.

Supporting documents for agenda items are now posted on our website at least 7 days prior to the scheduled meeting. To view or download the documentation, go to www.swrcb.ca.gov/rwqcb8 and select the item of interest.

1. **Introductions**
2. **Public Forum** — Any person may address the Board at the commencement of the meeting on any matter within the Regional Board's jurisdiction and not related to an item which is to be considered separately. The Regional Board Chair requests that each person addressing the Regional Board observe a five-minute time limit.
3. **Approval of the minutes of the Regular Meeting of April 30, 2004.**
{Catherine A. Ehrenfeld 909/782-3285 cehrenfe@rb8.swrcb.ca.gov}
4. **Consideration of Consent Calendar Items.** (Items marked with an asterisk are expected to be routine and non-controversial. The Regional Board will be asked to approve these items at one time without discussion. If any interested party, Board Member or staff requests that an item be removed from the calendar, it will be taken up in the order shown.)



- *5. **Renewal of Waste Discharge Requirements for Metropolitan Water District of Southern California, Inland Feeder Project, Riverside and San Bernardino County, (NPDES No. CA8000394)** — Revised Waste Discharge Requirements for the discharge of dewatering wastes associated with the Inland Feeder Project tunneling operations. Discharges will be to both East Twin Creek and City Creek.
{Jun Martinez 909/782-3258 jmartire@rb8.swrcb.ca.gov} Order No. R8-2004-0048
- *6. **New Waste Discharge Requirements, Canyon Lake East Bay Sediment Removal Project (NPDES No. CA8000405)** — Issuance of Waste Discharge Requirements for treated wastewater discharges to Canyon Lake. Wastewater associated with the Canyon Lake East Bay Sediment Removal Project will be treated and discharged back into the lake.
{Jun Martinez 909/782-3258 jmartire@rb8.swrcb.ca.gov} Order No. R8-2004-0046
- *7. **Renewal of Waste Discharge Requirements for Inland Empire Utilities Agency's Carbon Canyon Water Reclamation Facility, San Bernardino County, NPDES No. CA8000073** — For discharges of up to 11.4 million gallons per day of tertiary treated municipal wastewater to Chino Creek.
{Jun Martinez 909/782-3258 jmartire@rb8.swrcb.ca.gov} Order No. R8-2004-0020
- *8. **Update of Waste Discharge Requirements for Access Business Group LLC, Nutrilite Facility Liquid Waste Disposal Ponds, Lakeview Area of Riverside County** — Revised Waste Discharge Requirements for the Nutrilite lined liquid waste disposal ponds that incorporate all applicable State regulatory requirements for monitoring, operations, and maintenance. The order also includes requirements for groundwater monitoring.
{Dixie Lass 909/782-3295 dlass@rb8.swrcb.ca.gov} Order No. R8-2004-0017
- *9. **Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement** — Woodrow & Carolyn Phipps, 33328 Orchard, Wildomar, Riverside County, APN 366-101-18.
{Jun Martinez 909/782-3258 jmartire@rb8.swrcb.ca.gov}
- *10. **Appeal of Staff's Denial of an Exemption from the Minimum Lot Size Requirement** — Mark Quesada, Lot 13, Tract 10557, Village Drive, Chino Hills, San Bernardino County.
{Jun Martinez 909/782-3258 jmartire@rb8.swrcb.ca.gov}
11. **Status Report on General Waste Discharge Requirements for Sewage Collection Agencies in Orange County** — Staff will provide an update on compliance with these requirements, including the development of fats, oil and grease control programs. (information item)
{Ken Theisen 909/320-2028 ktheisen@rb8.swrcb.ca.gov} Order R8-2002-0014
12. **General Waste Discharge Requirements, (NPDES NO. CAG998002)** — Issuance of General Waste Discharge Requirements for short-term groundwater-related discharges and de-minimus wastewater discharges to surface waters within the San Diego Creek/Newport Bay Watershed. (Postponed from the April 30, 2004 Board Meeting)
{Jun Martinez 909/782-3258 jmartire@rb8.swrcb.ca.gov} Order No. R8-2004-0021
13. **Appeal of Staff's Denial of an Exemption from a Waste Discharge Prohibition** — Justin Kilgore, Granite Valley Trail, Homeland, Riverside County, APN 455-220-007.
{Jun Martinez 909/782-3258 jmartire@rb8.swrcb.ca.gov}

14. **Basin Plan Amendment Workshop — Incorporation of Total Maximum Daily Loads (TMDLs) for Nutrients for Lake Elsinore and Canyon Lake** — The Board will conduct a public workshop to receive comments concerning a proposed amendment to the Water Quality Control Plan (Basin Plan) for the Santa Ana Region to incorporate TMDLs for nutrients in Lake Elsinore and Canyon Lake. No action on the proposed amendment will be taken. The Board will consider adoption of the amendment, revised as appropriate in response to comments, at a subsequent public hearing (information item).
{Hope Smythe 909/782-4493 hsmythe@rb8.swrcb.ca.gov}
15. **Status Report on Rialto-Colton-Fontana Perchlorate Investigation** — Staff will provide an update on the progress of investigation of perchlorate pollution in this area (information item).
{Ann E. Sturdivant 909/782-4904 asturdiv@rb8.swrcb.ca.gov}
16. **General NPDES Dairy Permit Re-Issuance Schedule** — Staff will inform the Board of the schedule for re-issuance of the General Dairy NPDES Permit to be brought before the Board for consideration later this year. (information item).
{Steve Mayville 909/782-4992 smayville@rb8.swrcb.ca.gov}
17. **Mandatory Penalties Complaint – Atlantic Richfield Company, Service Station at 5981 Warner Avenue, City of Huntington Beach** — The Board will consider whether to affirm the proposed mandatory penalty complaint for violations of effluent limitations in Waste Discharge Requirements, Order No. R8-2002-0007, NPDES No. CAG918001.
{Kenneth R. Williams 909/782-4496 kwilliam@rb8.swrcb.ca.gov}
Mandatory Penalties Complaint No. R8-2004-0026
18. **Executive Officer's Report** (information item).
{Gerard J. Thibeault 909/782-3284 gthibeau@rb8.swrcb.ca.gov}
19. **Regional Board Member Communications** — Board Members may discuss meetings, communications, correspondence, or other items of general interest relating to matters within the Regional Board's jurisdiction. There will be no voting or formal action taken.
20. **Closed Session:** At any time during the regular session, the Regional Board may adjourn to a closed session to consider litigation, personnel matters, or to deliberate on a decision to be reached based upon evidence introduced during a hearing. Discussion of litigation is within the attorney/client privilege and may be held in closed session.

Authority: Government Code Section 11126 (a), (c)(3), and (e). Items which may be discussed in closed session by the Board, include litigation related to:

1. Stringfellow Hazardous Waste Site
2. Potential litigation: Discussion of Executive Officer's referral to the District Attorney of Clean Water Act violations for criminal prosecution.
3. Kwikset Corporation v. California Regional Water Quality Control Board, Santa Ana Region, Superior Court for Riverside County, Case No. 391541.
4. Emhart Industries, Inc. v. California Regional Water Quality Control Board, Santa Ana Region, Superior Court for Riverside County, Case No. 397528.
5. Yucaipa Glen LLC
6. Potential litigation: Cities of Rancho Cucamonga and Upland v. California Regional Water Quality Control Board, Santa Ana Region, and State Water Resources Control Board, Superior Court for San Bernardino County, Case No. RCV 071613.

7. Waste Discharge Requirements for the Rapid Infiltration and Extraction Facility (RIX)
21. **Adjournment** to the regular meeting of August 13, 2004, at 9:00 a.m., at Santa Ana City Council Chambers, 32 Civic Center Plaza, Santa Ana

NOTICES

Any person who has a disability and requires special accommodation to participate in this Regional Board Meeting should contact Catherine Ehrenfeld at Cehrenfe@rb8.swrcb.ca.gov or at 909/782-3285 no later than ten (10) days prior to the meeting.

Any person interested in obtaining information and/or providing input regarding pending applications for Water Quality Standards Certification under Section 401 of the Federal Clean Water Act may do so by contacting Mark G. Adelson at (909) 782-3234.

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BOARD INFORMATION SHEET

BOARD MEMBERS

Carole H. Beswick, Chair
Fred M. Ameri, Vice-Chair
John B. Withers
Jose J. Solorio
Seymour D. Van Gundy
Joan L. Dotson
William Ruh
Vacant
Vacant

APPOINTMENT CATEGORY

County Government
Industrial Water Use
Water Quality
Municipal Government
Water Quality
Water Supply
Recreation, Fish and Wildlife
Undesignated (Public)
Irrigated Agriculture

STATE BOARD LIAISON

Peter S. Silva

STAFF LEGAL COUNSEL

Jorge Leon

REGIONAL BOARD SENIOR STAFF

Gerard J. Thibeault, Executive Officer
Kurt V. Berchtold, Assistant Executive Officer, Ombudsman
Joanne E. Schneider, Environmental Program Manager
Robert L. Holub, Supervising Water Resource Control Engineer
Michael J. Adackapara, Supervising Water Resource Control Engineer
Gary D. Stewart, Chief of Surveillance and Enforcement
Dixie B. Lass, Chief of Land Disposal
Steven D. Mayville, Chief of Dairies/Chino Basin
Wanda K. Smith, Chief of Basin Planning - Coastal Waters
Hope A. Smythe, Chief of Basin Planning - Inland Waters
Mark G. Adelson, Chief of Regional Planning Programs
Mark E. Smythe, Chief of Stormwater - Coastal
Milasol C. Gaslan, Chief of Stormwater - Inland
Jun Martinez, Chief of Regulations
Ann E. Sturdivant, Chief of SLIC/Department of Defense and Above Ground Tanks
Kenneth R. Williams, Chief of Pollutant Investigations
Dorothy Wolfinbarger, Regional Administrative Officer
Catherine Ehrenfeld, Staff Services Analyst

GENERAL STATEMENT

The primary duty of the Regional Board is to protect the quality of the waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality control plans for all ground and surface water bodies in the region and by prescribing and enforcing requirements on waste discharges. The specific responsibilities and procedures of the Regional Water Quality Boards and the State Water Resources Control Board are outlined in the Porter-Cologne Water Quality Control Act (Division 7, California Water Code).

The purpose of this meeting is for the Board to obtain testimony and information from concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Board and the staff welcome information on pertinent problems but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing one week before the scheduled

meeting and only a summary of pertinent issues to be presented verbally. For each matter considered, relevant Regional Board files are incorporated into the record.

A copy of the procedures governing Regional Water Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Water Board are not conducted pursuant to Government Code Section 11500 et seq.

DISCLOSURE STATEMENT

All persons who actively support or oppose the adoption of waste discharge requirements or NPDES permits pending before the Regional Board, must submit a statement to the board disclosing any contribution of \$250.00 or more to be used in a federal, state, or local election, made by the action supporter or opponent, or his/her agent, within the last twelve months to any Regional Board Member.

Also, all permit applications and all persons who actively support or oppose adoption of a set of waste discharge requirements and/or NPDES permits pending before the Regional Board are prohibited from making contributions of \$250.00 or more to any Board member for three months following a Regional Board decision on the permit application.

RIGHT TO PETITION

Any person affected adversely by a decision of the California Regional Water Quality Control Board, Santa Ana Region (Regional Board), may petition the State Water Resources Control Board (State Board) to review the decision. The petition must be received by the State Board within thirty days of the Regional Board's meeting at which the adverse action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request to the Regional Board.

NOTE: The agenda items are numbered for identification purposes only and will not necessarily be considered in the order listed. The Public Forum item will be limited to one hour.

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